

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

SENSITIVE

155 Wankel Dr
Kannapolis, NC 28083-8200
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RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2004 FEB 27 P 2:11
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

2004 MAR -2 A 11:06

MUR # 5420

Sirs:

I am writing to report what I believe is a violation of federal campaign finance regulations. According to published information, a business is giving free advertising to a candidate for President of the United States.

The business is Conz-Diaz Champion Racing, also known as CDC Racing, located at 192 Raceway Dr., Mooresville, NC. Phone is 704-658-0005. The business has a website at www.brianconz.com. Brian Conz is the driver. Owners are Butch Conz, Mark Davidson, and Victor Diaz. The team is fielding a car in NASCAR's Busch Grand National series that advertises the Bush-Cheney candidacy on its hood and elsewhere. Buying advertising in these positions on a stock car is generally termed primary sponsorship.

The market value of primary sponsorship on a BGN car for a full season is subject to negotiation, but it is definitely a seven-digit figure — 3 million dollars plus or minus two million would be a reasonable range.

I am attaching an article from *NASCAR Scene*, February 5, 2004. It states that the team is not officially sanctioned or funded by the Bush-Cheney campaign. My understanding is that it is perfectly legal for a campaign to advertise on a race car, provided they pay a reasonable and customary amount. However, if the team gives the campaign the advertising for free, or at an obvious discount, that is a contribution in kind from a business, which is prohibited.

The team's website states that it intends to "create a strong grass roots support system of American political candidates nationwide starting with the support of President George W. Bush and Vice President Dick Cheney." This would appear to mean that other campaigns will be involved as well.

I hereby request that the FEC look into the legality of this, and take action as warranted by the resulting findings.

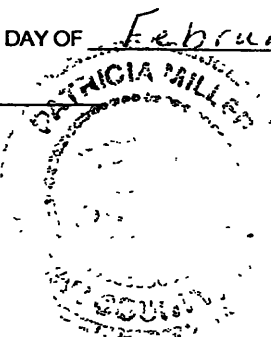
SIGNED

Mark Frederic Ortiz
Mark Frederic Ortiz, complainant

SIGNED AND SWORN BEFORE ME THIS 23rd DAY OF February, 2004

Patricia Miller
notary public

my commission expires 11-11-04



25044110191

COPY



Home

ARCA Schedule

Pictures

Driver

Speed Shots

Sponsors

Team

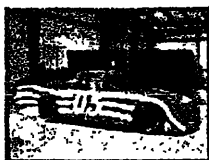
Merchandise

Goodies

Racing Links

Busch Schedule

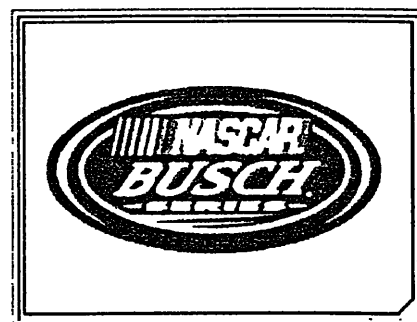
Race by Race



New Daytona Carl



Brian presents Mark Davidson of
Precision Cutter with the hood from
our Michigan car



Plans for 2004

CDC Racing is proud to be NASCAR's newest Busch Series Team. Brian Conz recently signed an agreement with Conz/Diaz Champion Racing to drive the #05 Chevrolet Monte Carlo, nicknamed the "First Lady" in the NASCAR Busch Series. CDC is also proud to announce the hiring of Crew Chief Derek Lehner. CDC's new racing shop is located at 192 Carberry Rd. in Mooresville, NC.

For more information on CDC Racing, visit our website at <http://www.brianconz.com/> or contact us at 704.666.1111.

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With the support of President George W. Bush, CDC Racing will have a specially designed "Busch/Cheney '04" logo on the hood of the car for the Daytona race.

CDC Racing has just signed an agreement with a new sponsor. Details coming soon. Anyone interested in sponsoring contact owner Butch Conz, Owner Vic Diaz, owner Mark Davidson, Mike Butler, John Huffman, Sandy Barker, or Bill Gribble at the CDC Race shop at 704-658-1005.

CDC Racing would also like to congratulate ARCA driver Jimmy Walker for qualifying for the 2004 ARCA Advance Discount Auto Parts 200 race held in Daytona on 2/7/04. Jim was driving a CDC Racing Car equipped with a CDC Racing engine.

See you in Daytona!!

A special note to all the fans and friends who have continued to email us their good luck wishes and requesting autographs. Brian would like to thank all those people and he will honor all autograph requests as soon as an Autograph card is available from the printers. Please be patient and all your requests will be fulfilled. Thanks for your patience!

Email

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2462

New Busch team to promote Bush-Cheney campaign

New NASCAR team owner Butch Conz is an avid supporter of President Bush and is actively participating in the President's re-election campaign. Conz is such a staunch supporter in fact, that he has painted his race car red, white and blue and put the Bush-Cheney ticket on the hood.

And, appropriately, his team plans to race in the Busch Series.

Conz-Diaz Champion (CDC) Racing plans to make its debut in the Feb. 14 season-opener at Daytona. The team's Chevrolet, nicknamed "The First Lady," will carry No. 05 and be driven by Brian Conz, Butch's brother.

Butch Conz, a former ARCA driver, plans to return to the track as a driver later this year. He co-owns the team with Victor Diaz of Grand Lodge, MI.

"CDC Racing is proud to be a new member of the NASCAR Busch Series and running the No. 05 'First Lady car,'" he said.

CDC Racing has leased a 16,000-square foot facility in Mooresville, N.C., where the team will be based. NASCAR veteran Dave Leiner, who has led an ARCA championship team and Busch teams, has been named crew chief. Former Cup engine builder John LaCross will build the engines.

The team plans to enter all 34 Busch races during the 2004 season.



PHOTO COURTESY OF CONZ-DIAZ CHAMPION RACING

Brian Conz poses with the Bush-Cheney car he will race in the Busch Series race at Daytona.

Although not officially sanctioned or funded by the Bush-Cheney campaign, the car reflects grassroots support for the incumbent Republican ticket by Conz. The team owner said other sponsors are still being sought.

for the remainder of the season, which ends in November just after the Presidential election.

"In today's demographic, the soccer mom has been replaced by the NASCAR mom - and dad," Diaz said.

Although not officially sanctioned or funded by the Bush-Cheney campaign, the car reflects grassroots support for the incumbent Republican ticket.

"Increasingly, minorities are finding their way to the race track and they too are becoming loyal fans."

"As national candidates standing for re-election, my individual support for the Bush-Cheney team is based on the same championship traits that characterize Conz-Diaz Champion Racing," Conz added.

The former ARCA driver is returning to racing after a 12-year absence. He left the sport to raise his son following the death of his wife in 1992.

The team says it has also secured the support of the National Rifle Association (NRA) and has obtained agreement to publicize team activities and sponsors in NRA publications.

-Staff reports